

Minutes of a meeting of the Town Council held March 8th, AD 2012 at 6:33 PM in the Town Council Chambers, Town Hall, 40 Commons, Little Compton, RI. Members present: Fred M. Bodington, III; Paul J. Golembeske, Gary S. Mataronas and Robert L. Mushen. Absent: Charles N. Appleton, Jr. Also present: Richard S. Humphrey, Town Solicitor and William O’Gara, Esq. selected by Chubb Insurance to represent the LC Agricultural Conservancy Trust.

At 6:35 PM Robert Mushen, Town Council President polled his fellow Councilors as to their wishes to enter into executive session under RIGL Section 42-46-5(a)(2) litigation - Rudick vs. LC Agricultural Conservancy Trust et als Case No. NC2011-0635, All voted in favor (Bodington, Golembeske, Mataronas, Mushen).

The Town Council was briefed by legal counsel of the case as it continues to move forward.

At 6:58 PM Robert Mushen, Town Council President polled his fellow Councilors as to their wishes to come out of executive session under RIGL Section 42-46-5(a)(2), litigation - Rudick vs. LC Agricultural Conservancy Trust et als Case No. NC2011-0635, All voted in favor (Bodington, Golembeske, Mataronas, Mushen).

The public was allowed to enter the Chambers at this time.

The Town Council President called to order this portion of the

meeting with a call to Salute the Flag.

Motion made by Councilor Golembeske, receiving a second by Councilor Mataronas, voting in favor (Bodington, Golembeske, Mataronas, Mushen): To approve, as written the Town Council meeting minutes of February 21, 2012.

Motion made by Councilor Golembeske, receiving a second by Councilor Mataronas, voting in favor (Bodington, Golembeske, Mataronas, Mushen): To approve, as written the Town Council meeting minutes of February 22, 2012.

Motion made by Councilor Golembeske, receiving a second by Councilor Mataronas, voting in favor (Bodington, Golembeske, Mataronas, Mushen): To approve, as written the Town Council meeting minutes of February 23, 2012.

Motion made by Councilor Golembeske, receiving a second by Councilor Mataronas, voting in favor (Bodington, Golembeske, Mataronas, Mushen): To approve, as written the Town Council meeting minutes of February 24, 2012.

Motion made by Councilor Golembeske, receiving a second by Councilor Mataronas, voting in favor (Bodington, Golembeske, Mataronas, Mushen): To approve, as written the Town Council meeting minutes of February 28, 2012.

Motion made by Councilor Golembeske, receiving a second by Councilor Mataronas, voting in favor (Bodington, Golembeske, Mataronas, Mushen): To approve, as written the Town Council meeting minutes of February 29, 2012.

Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Bodington, Golembeske, Mataronas, Mushen): To place on file the Maintenance Department Head Report for February 2012.

Stephen Geremia, Principal of Lefkowitz, Garfinkel, Champi & DeRienzo, PC gave a presentation on the audit completed for the year ended June 30, 2011. Mr. Geremia stated that the audit result was an unqualified (clean) opinion on the basic financial statements. He cited two internal control deficiencies which were of such significance as to be considered material weaknesses.

In its February 23 letter to the Town Council, the Budget Committee requested the Council to “devise and implement a plan to restructure the management of the finances of the Town.” Councilor Mushen noted that the Budget Committee based their opinion on the comments written within the last two years audits. He noted that although there were deficiencies shown in both audits there were fewer in the most recent audit. Mr. Geremia agreed that a significant decrease occurred in 2011, but still significant deficiencies were

noted.

Councilor Mataronas wanted to know if the software was to blame. Mr. Geremia stated that it is not a systems error, but entry problems, transactions need to be entered properly. The Business Manager has drafted a potential action to serve as a check and balance for some of the internal control comments. This proposal includes an individual from the Assessor's Office to serve as an independent action reviewer. A proposal for the new School Financial Manager and the Town Business Manager to serve as independent action reviewers is also being considered. The job descriptions for the individuals involved would likely need to be amended to reflect new duties.

Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Bodington, Golembeske, Mataronas, Mushen): To adopt a resolution to oppose H7866 and to allow the Council President to consult with local preservation associations for comment on the subject prior to drafting the resolution.

A copy of H7866 shall be supplied to the Sakonnet Preservation Association.

Motion made by Councilor Bodington, receiving a second by Councilor Golembeske, voting in favor (Bodington, Golembeske, Mataronas, Mushen): To accept a letter from Cpl. Kennedy Hawes

announcing his anticipated retirement as of September 6, 2012 and to authorize any necessary paperwork to accomplish this task.

A local contractor has petitioned the Town Council for a refund on a Commercial Building Permit from 2008 which was never used. A Residential Permit was issued for the same property in 2010. Councilor Golembeske expressed concerns that this was not the proper venue for this request. After a brief discussion regarding the uniqueness of the circumstances the following was voted

Motion made by Councilor Bodington, receiving a second by Councilor Mataronas, voting in favor (Bodington, Mataronas, Mushen) Councilor Golembeske abstained from voting: To issue a refund to Dennis Talbot, Inc. in the amount of \$3,719 for the commercial permit fee paid for property located at 34 Main Street, Adamsville.

Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Bodington, Golembeske, Mataronas, Mushen): To grant permission to the Little Compton Community Center to operate a series of summer camps for local youth, contingent upon the fields not having any scheduling conflicts and listed as follows:

Veteran's field – 8:30 am to 12:00 pm - July 9 - 13

July 16 – 20

July 23 – 27

July 30 – Aug. 3

Aug. 6 – 10

Aug. 13 – 17

Lower Field – 8:30 am to 12:00 pm - July 30 – Aug. 3

Aug. 6 – 10

Aug. 13 - 17

Tennis Courts – 9:30 am – 12:30 pm - July 9 – 13

July 16 – 20

July 23 – 27

July 30 – Aug. 3

Basketball Court – 8:30 am – 12:00 pm – July 9 – 13

and July 16 – 20

6:00 pm – 8:00 pm – July 23 – 27

and Aug. 6 – 10

Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Bodington, Golembeske, Mataronas, Mushen): To place on file a copy of an electronic communication received from Channing Jones, Associate, Environmental Rhode Island an advocacy group pursuing the restoration of the Clean Water Act.

Motion made by Councilor Golembeske, receiving a second by

Councilor Mataronas, voting in favor (Bodington, Golembeske, Mataronas, Mushen): To approve a request made by the Armenian National Committee for the Town to fly the Armenian Flag on April 24, 2012 in memory of the Ottoman Turkish government's attempt to eliminate the Christian Armenians through planned Genocide during World War I.

Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Bodington, Golembeske, Mataronas, Mushen): To acknowledge receipt of two resolutions adopted by the Woonsocket City Council, to place the first resolution opposing contract continuation on file as the Council has previously responded to this matter and to adopt the following resolution in response to the second matter:

Resolution relating to bus monitors

WHEREAS, the State of Rhode Island currently requires bus monitors through an unfunded mandate as part of Rhode Island General Law 16-21-1; and

WHEREAS, providing this service represents a significant expenditure for school departments; and

WHEREAS, the State of Rhode Island is the only State in the country with this law; and

WHEREAS, research by the National Highway Traffic Safety Administration shows that school children are eight times safer riding in a school bus than with their own parent or guardian to school;

NOW, THEREFORE, BE IT RESOLVED, that the Town Council of the Town of Little Compton does hereby support the actions of the City of Woonsocket to ask the Rhode Island General Assembly to introduce and pass legislation authorizing the School Committees of the cities and towns to utilize bus monitors at their discretion.

Adopted this 8th day of March, 2012.

Robert L. Mushen

Town Council President

Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Bodington, Golembeske, Mataronas, Mushen): To place on file an invitation received from the Mayor of the City of Newport to participate in the 56th Annual St. Patrick's Day Parade Saturday, March 17, 2012.

Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Bodington, Golembeske, Mataronas, Mushen): To place on file a Public Notice received from the US Army Corps of Engineers New England District concerning the

reissuance of the Dept. of the Army RI General Permit No. NAE-2011-2402.

Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Bodington, Golembeske, Mataronas, Mushen): To approve a request made by Goodwill Industries of Rhode Island to place a clothing bin at the Little Compton Transfer Station.

Motion made by Councilor Golembeske, receiving a second by Councilor Mataronas, voting in favor (Bodington, Golembeske, Mataronas, Mushen): To place on file a letter received from the RI Interlocal Risk Management Trust noting that it is critically important that Member police departments immediately notify The Trust upon learning of any in-custody death or police involved fatality. The Police Chief is aware of this requirement.

Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Bodington, Golembeske, Mataronas, Mushen): To approve a request received from the Little Compton Senior Tennis League to use the tennis courts on Monday, Wednesday and Friday mornings from 6:30 am to 9:30 am from March through December weather permitting.

Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Bodington, Golembeske,

Mataronas, Mushen): To place the consent calendar on file as follows:

- 1. Copy of a resolution adopted by the Jamestown Town Council relating to a proposal to increase the number of voters allowed at a given polling place**
- 2. Copy of a resolution adopted by the Exeter Town Council supporting amendments to the RI Low and Moderate Income Housing Act**
- 3. Letter received from the Police Chief informing the Council that Lt. Marion will be serving as Acting Chief from March 8 to March 13**

Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Bodington, Golembeske, Mataronas, Mushen): That the bills be allowed and ordered paid as follows: \$50,537.19

KTR Maintenance & Supply - Public Safety Complex \$960.00

Stanley Engineering Inc. - Town Clerk \$30.00

Nationalgrid - lights at town dock \$38.41

Nationalgrid - street lights \$21.08

Nationalgrid - Public Safety Complex \$511.29

Nationalgrid - Transfer Station \$48.09

Marion Welding Inc. - Transfer Station \$35.00

EastBay Newspapers - CDBG funds \$100.80

EastBay Newspapers - Probate \$20.00

Petro - 30 Commons Maintenance \$433.19

Petro - Public Safety Complex \$1,110.95

Petro - Town Hall \$1,103.38

Petro - Gasoline \$1,863.41

Everlasting Designs - computer \$900.00

Everlasting Designs - computer \$100.00

Home Depot - Wilbour Woods Maintenance \$37.54

EastBay Comm. Action Program - Student Asst.

Counselor \$3,031.07

Messenger Security Systems Inc. - Town hall \$123.96

Madden Electric - RCOS basketball court funds \$1,254.10

AMS Imaging - Microfilm account and RI Hist. Tax funds \$4,870.40

Paychex of NY LLC - Treasurer \$375.54

Paul's Press - Fire Dept. \$120.00

Occupational Health Ctr of SW, PA - Fire Dept. \$81.50

BoundTree Medical - Fire Dept. \$461.38

KTR Maintenance & Supply LLC - Fire Dept. \$244.97

Shipman's Fire Equip. Co. Inc. - Fire Dept. \$140.00

Staples - Fire Dept. \$172.25

Randall Watt - Fire Dept. \$183.12

Zoll Medical Corp. - Fire Dept. \$1,230.25

Rob's Auto Care, Inc. - Fire Dept. \$500.00

Firematic Supply Co Inc. - Fire Dept. \$44.41

Belmont Springs - Fire Dept. \$38.63

Wilbur's General Store - Fire Dept. \$5.34

Vic's Car Washes - Fire Dept. \$9.50

Rob's Auto Care, Inc. - Fire Dept. \$125.00

Grainger - Fire Dept. \$109.00

American Wireless Inc. - Fire Dept. \$277.52

Battery Zone - Fire Dept. \$59.95

JJGregory & Son Inc. - Fire Dept. \$23.80

Overhead Door - Fire Dept. \$318.65

Minuteman Trucks, Inc. - Fire Dept. \$92.32 \$4,237.59

Messenger Security Systems Inc. - Public Safety Complex \$120.00

Jon C Ibbotson Excavating Inc. - Highway \$8,560.00

Jon C Ibbotson Excavating Inc. - Highway \$1,475.00

Robert Cavanagh Jr. - snow removal \$236.00

Dave Venancio - Inspectors \$690.00

Laura Rom - Building Official \$252.00

Sakonnet Plumbing & Heating - Public Safety Complex \$65.00

Leonard Duckworth - Assessors \$1,326.91

Robert H. Goff, Jr. - Assessors \$1,326.91

William Monahan - Assessors \$1,326.93

Laura Rom - Zoning Board of Review \$28.00

Laura Rom - Planning Board \$56.00

Rob's Auto Care - Drug Forfeiture \$476.83

Rhode Island Attorney General - Drug Forfeiture \$60.00 \$536.83

Graphix Plus - Police Dept. \$149.80

Sakonnet Veterinary Hospital - Police Dept. \$390.00

K.T.R. Maintenance - Police Dept. \$196.39

Wilbur's General Store - Police Dept. \$2.78

Belmont Springs - Police Dept. \$90.07 \$829.04

Sonitrol - RI Security 2, LLC - Town Hall \$317.97

Richard S. Humphrey - legal services \$4,596.50
Richard S. Humphrey - Solicitor \$3,500.00
Denise Cosgrove - contingency memorial delivery Curran \$89.46
Cox Communications - Computer \$252.00
Cox Communications - Town Hall depts. \$244.49
Wilbur's General Store - Maintenance \$2.69
Wilbur's General Store - Town Hall \$3.23
Direct Energy - Street Lights \$9.62
Direct Energy - Transfer Station \$47.16
Direct Energy - Public Safety Complex \$660.21
Direct Energy - Lights at Town Dock \$10.22
KTR Maintenance & Supply LLC - Town Hall \$45.32
Postmaster - Town Clerk \$155.00
Paychex of NY LLC - Treasurer \$11.04
Providence Journal - contingency police dept. adv. \$566.10
Home Depot - Maintenance \$62.74
Weston Thurston & Son - Snow removal \$767.00
Weston Thurston & Son - Snow removal \$236.00
JR Tree & Land Co. - Snow removal \$260.00
William Moore - Inspections \$570.00
William Moore - Building Official \$96.02

Motion made by Councilor Bodington, receiving a second by Councilor Golembeske, voting in favor (Bodington, Golembeske, Mataronas, Mushen): To adjourn at 8:05 PM.

Carol A Wordell
Town Clerk